

S.B. 123

SCHOOL DISTRICT DIVISION PROCESS

SENATE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 5, 2009 4:28 PM

Senator **Howard A. Stephenson** proposes the following amendments:

1. Page 5, Lines 128 through 142:

128 (5) (a) If a proposal submitted under Subsection (2)(a)(iii) is certified under Subsection
129 (2)(f) or (g), the legislative body of each county in which part of the proposed new school
130 district is located shall submit the proposal to the respective clerk of each county to be voted
131 on:

132 (i) (A) by the legal voters residing within the [proposed new] existing school district
133 boundaries if the student enrollment in the proposed new school district is greater than or equal to
15,000 students or 25 percent of the student enrollment of the existing school district; and
(B) by the legal voters residing within the proposed new school district boundaries if the student
enrollment in the proposed new school district is less than 15,000 students or 25 percent of the student
enrollment of the existing district ;

134 (ii) in accordance with the procedures and requirements applicable to a regular general
135 election under Title 20A, Election Code; and

136 (iii) at the next regular general election or municipal general election, whichever is
137 first.

138 (b) (i) If a majority of the legal voters {~~within the [proposed new] existing school~~
139 ~~district boundaries~~} voting on the proposal at an election under Subsection (5)(a) vote in favor
140 of the creation of the new district:

141 (A) each county legislative body shall, within 60 days after the canvass date, file with
142 the lieutenant governor the written notice, with the accompanying map or plat, required under